IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 12TH NOVEMBER 2007 / 21ST KARTHIKA 1929

WP(C).No. 32475 of 2007(N)

PETITIONER:

P.P.VASU, SECRETARY (RETIRED), NANMINDA CO-OPERATIVE RURAL BANK, KUNNUMMAL HOUSE, NANMINDA, KOZHIKODE.

BY ADV. SRI.P.P.JACOB

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, CO-OPERATION (C) DEPARTMENT, TRIVANDRUM.

2. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (G), KOZHIKODE.

3. NANMINDA CO-OPERATIVE RURAL BANK NANMINDA, KOZHIKODE, REP. BY ITS SECRETARY.

BY GOVERNMENT PLEADER ANU SIVARAM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J

W.P.(C). 32475/2007

Dated this the 12th day of November, 2007

JUDGMENT

The resolution sought for in this writ petition is in relation to the alleged refusal of the Registrar to grant approval to the decision of the employer/Society to grant Higher Grade to the petitioner, one of its employees. Under such circumstances, it is appropriate that the petitioner moves the Registrar against Ext.P8 order rather than pursue this writ petition because in terms of Section 87 of the Act, the petitioner has an adequate alternate efficacious remedy by way of a revision before that authority. If the petitioner places such revision within a period of one month from now, the Registrar or Government as the case may be, shall consider the same on merits without rejecting it on the ground of limitation and consider whether the petitioner is entitled to the higher Grade in terms of Ext.P1 Government Order. Final decision shall be taken after affording the petitioner an opportunity of being heard and shall be rendered within

an outer limit of four months from the date of receipt of a copy of this judgment.

Writ petition is disposed of as above.

THOTTATHIL B. RADHAKRISHNAN
Judge

mrcs